

TRANSMITTAL FOR U.S. PATENT APPLICATION  
UNDER 37 CFR §1.53(b)

Box Patent Application

Attorney Docket No.: 017575.0493  
(TAMUS 1561)

Assistant Commissioner  
Of Patents  
P. O. Box 2327  
Arlington, VA 22202

Sir:

Transmitted herewith for filing is the original patent application of:

Inventor: Charles H. Culp, et al.

For: SYSTEM AND METHOD FOR DIAGNOSTICALLY  
EVALUATING ENERGY CONSUMPTION SYSTEM AND  
COMPONENTS OF A FACILITY

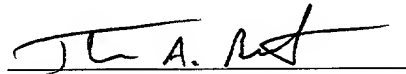
Enclosed are:

- (1) 37 pages of Specification, Claims and Abstract;
- (2) 3 pages of an executed Declaration;
- (3)      pages of unexecuted Power of Attorney;
- (4) 4 pages of Formal Drawings;
- (5)      page of an executed Verified Statement Claiming Small Entity  
Status under 37 C.F.R. §§ 1.9(f) and 1.27(c)—Small Business Concern;
- (6) 6 pages of an Assignment of the invention to Texas A&M University  
System;
- (7) 2 pages of a separate cover sheet in compliance with 37 C.F.R. §  
3.28 and § 3.31 is included with an Assignment with the filing fee of \$40.00 pursuant  
to 37 C.F.R. § 1.21(h);
- (8)      page of an Information Disclosure Statement with PTO-1449 Form  
(     page with      attached reference);
- (9) 1 page of a Nonpublication Request Under 35 U.S.C. 122(b)(2)(B)(i)  
Form;
- (10)      pages of a Preliminary Amendment;
- (11)      pages of a Bibliographic Data Sheet
- (12)      page of Change of Correspondence Address;
- (13) 1 page of a Certificate of Mailing by Express Mail No.:  
EL 500927558 US; and
- (14) 2 pages of this Transmittal Form with attached patent application  
filing fee in the amount of \$541.00.

FEE CALCULATION					FEE
	Number		Number Extra	Rate	Basic Fee \$ 370.00
Total Claims	39	20	19	X \$ 9 =	\$ 171.00
Independent Claims	2	3	0	X \$42 =	\$
TOTAL FILING FEE =					\$ 541.00

Enclosed is a check in the amount of **\$541.00** for the small entity filing fee which is appropriate. Please charge any additional fees or credit any overpayment to Deposit Account No. 02-0384 of Baker Botts L.L.P.

BAKER BOTTS L.L.P.  
Attorneys for Applicant



Thomas A. Beaton  
Registration No. 46,543

Date: December 18, 2001

CORRESPONDENCE ADDRESS:

  X   Customer Number or Bar Code Label



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Charles H. Culp, et al  
Filing date: December 20, 2001  
Title: SYSTEM AND METHOD FOR DIAGNOSTICALLY  
EVALUATING ENERGY CONSUMPTION SYSTEMS AND  
COMPONENTS OF A FACILITY

**BOX PATENT APPLICATION**

Honorable Assistant Commissioner

For Patents

Washington, D.C. 20231

Dear Sir:

CERTIFICATE OF MAILING BY EXPRESS MAIL

I hereby certify that the attached Patent Application (37 pages, including Specification, Claims and Abstract), Nonpublication Request (1 page), Declaration of Inventors (6 pages), Formal Drawings (4 pages), Assignment Recordation Form and Assignment (8 pages), a check in the amount of \$40.00 to cover the Assignment recordal fee, Fee Transmittal Sheet (4 pages), a check in the amount of \$541.00 to cover the patent application filing fee, Baker Botts return post card (1 post card) and this Certificate of Mailing are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on this 20th day of December, 2001 and are addressed to the Honorable Commissioner for Patents, Washington, DC 20231.

*Willie Jiles*

Willie Jiles

Express Mail Receipt No. EL 500927558 US  
Attorney's Docket: 017575.0493

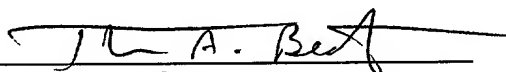
<b>NONPUBLICATION REQUEST UNDER 35 U.S.C. 122(b)(2)(B)(i)</b>	First Named Inventor	Charles H. Culp, et al.
	Title	System And Method For Diagnostically Evaluating Energy Consumption Systems And Components Of A Facility
	Atty Docket Number	017575.0493 (TAMUS 1561)

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

December 20, 2001

Date

  
Signature

Thomas A. Beaton

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant must notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.